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PART II—Section 3—Sub-section (ii)

प्राधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या वाली जाती है जिससे कि यह दस्तगार संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed
as a separate compilation.

CENTRAL BOARD OF DIRECT TAXES

NOTIFICATION

INCOME-TAX

New Delhi, the 13th February 1967

S.O. 598.—In exercise of the powers conferred by section 295 of the Income-tax Act, 1961 (43 of 1961), the Central Board of Direct Taxes hereby makes the following rules further to amend the Income-tax Rules, 1962, namely:—

1. These rules may be called the Income-tax (Amendment) Rules, 1967.
2. In rules 10 and 11 of the Income-tax Rules, 1962 (hereinafter referred to as the principal rules), the words "and super tax" shall be omitted.
3. In Part II of the principal rules, after rule 11, the following sub-heading and rule shall be inserted and shall be deemed to have been inserted with effect from the 1st day of April, 1965, namely:—

“E. DEDUCTIONS TO BE MADE IN COMPUTING TOTAL INCOME

- 11A. *Limits for life insurance premia in the case of authors etc.*—In the case of an individual being an author, playwright, artist, musician or actor, the total amount which qualifies for the purposes of computing the deduction under sub-section (1) of section 80A shall not exceed—

- (i) an amount equal to the aggregate of 33½ per cent. of the income from such profession included in his total income and of twenty-five per cent. of the remaining part of the total income; or

- (ii) in amount of Rs. 12,500 as increased by 8-1/3 per cent. of the income from such profession included in his total income, subject to a maximum of Rs. 15,000,
whichever is less

Explanation.—In this rule, the expression “total income” means the total income as computed before making any deduction under Chapter VIA and before deduction of any amount of annuity deposit under section 280-C”.

4. In rule 19 of the principal rules, for sub-rule (3), the following sub-rule shall be substituted, namely:—

“(3) Any borrowed money and debt due by the person carrying on the business shall be deducted and in particular there shall be deducted any debts incurred in respect of the business for tax (including advance tax) due under any provision of the Act:

Provided that any such debt for tax (including advance tax) shall, for the purpose of this sub-rule, be deemed to have become due—

- (a) in the case of any advance tax due under any provision of the Act or of any tax payable under section 140A or under section 141, on the date on which, under the provisions of section 211 or section 212 or section 213 or section 140A or section 220, as the case may be, the payment first became due;
- (b) in any other case, on the last day of the period of time within which the tax is payable under section 220.”

5. In rule 20 of the principal rules, the words, brackets and figures “or sub-section (2) of section 101”, wherever they occur, and the words, brackets and figures “or sub-section (1) of section 101”, shall be omitted.

6. In rule 29 of the principal rules, in sub-rule (1), for the words “without deduction of super-tax or after deduction of super-tax”, the words “after deduction of tax” shall be substituted.

7. In rule 30 of the principal rules, in the proviso to sub-rule (1), the words “and super-tax” shall be omitted.

8. The rule 48C of the principal rules, the following *Explanation* shall be added, namely:—

Explanation.—The provisions of rule 48A, rule 48B and this rule shall not apply in respect of annuity deposit in relation to the assessment year commencing on the 1st day of April, 1967 or any subsequent assessment year”.

9. In rule 80 of the principal rules, for the words “income-tax and super tax”, wherever they occur, the word “tax” shall be substituted.

10. In Appendix II to the principal rules,—

(i) in Form Nos. 7, 9 and 28, for the words “four per cent”, the words “six per cent” shall be substituted;

(ii) in Form No. 13, the words “total world income”, wherever they occur, and the words “or super-tax”, shall be omitted, and for the words “to deduct income-tax and super-tax at the rates of. . . . per cent and per cent”, the words “to deduct income-tax at the rate of. . . . per cent.” shall be substituted;

(iii) in Form No. 14, the words “total world income”, wherever they occur, shall be omitted;

(iv) in Form No. 14A,—

(a) for the word “super-tax”, wherever it occurs, the word “income-tax” shall be substituted;

(b) the words “and total world income” and the words and letters “and Rs. . . . respectively”, wherever they occur, shall be omitted;

(v) in Form No. 15,—

(a) the words "or super-tax" shall be omitted, and for the words and brackets "income-tax at the rates in force and super-tax at the rate of.....per cent. (with Union surcharge at.....per cent. and special surcharge at.....per cent. on income-tax and super-tax)", the words "income-tax at the rate of.....per cent. and surcharge at the rate of.....per cent. of the amount of the dividend", shall be substituted;

(b) for the foot note to paragraph 2, the following foot note shall be substituted, namely:—

"*Applicable only in respect of certificates issued under section 197(1)
(b) in the case of a person not being a company and not being resident in India";

(vi) in Form No. 16, under the heading "Particulars of tax deducted", item (iii) and item (iv) shall be omitted, and item (v) shall be re-numbered as item (iii);

(vii) in Form No. 17, the word "Union" in item (ii), and items (iii), (iv), (v) and (vi), shall be omitted;

(viii) in Form No. 18, the word "Union" in item (ii), and items (iii), (iv), (v) and (vi), shall be omitted;

(ix) in Form No. 19,—

(a) the words, brackets and figures "or sub-section (2) of section 101" shall be omitted;

(b) in the tabular statement under the heading "Details of Tax Deduction", for the items "Union surcharge", "Special surcharge", and "Super-tax: Union surcharge and Special surcharge", the item "Surcharge" shall be substituted;

(c) in Note No. 3, for the word "super-tax", the word "surcharge" shall be substituted;

(d) in Note No. 4, for the word "super-tax", the word "income-tax" shall be substituted;

(x) in Form No. 20, under the heading "Details of tax deduction", the word "Union" in the second item, and the third, fourth, fifth and sixth items, shall be omitted;

(xi) in Form No. 21,—

(a) columns 9 to 12 shall be omitted and columns 13, 14, 15 and 16 shall be re-numbered as columns 9, 10, 11 and 12 respectively;

(b) in Note No. 1, after the words "house rent allowance", the brackets, words, figures and letter "[exclusive of the amount exempt under section 10(13A)]" shall be inserted;

(xli) in Form No. 22, for the words "income-tax and super-tax", wherever they occur, the word "tax" shall be substituted;

(xiii) in Form No. 24,—

(a) in the heading of column No. 19, after the words, figures and letters, "deductable under section 16", the words, brackets, figures and letter "amount of house rent allowance (in col. 8) which is exempt under section 10(13A)" shall be inserted;

(b) for columns 21 to 33, the following columns shall be substituted, namely.—

Amount paid by the employee during the year in respect of provident fund contributions and life insurance premiums (give details) (i)	Amount deductible under section 80A(1)	Balance amount (col. 20—col. 22)	Amount of annuity deposit, by which the balance amount in col. 23 has been reduced under section 280 P. ₹.	Net amount of salary income on which tax is deductible (col. 23—col. 24)	Total amount of tax deducted during the year on the amount in column 25			Remarks
					Income-tax	Surcharge	Total of columns 26 & 27	
21	22	23	24	25	26	27	28	29

(xiv) in Form No. 25, for the existing headings in the tabular statement below item 6, the following headings shall be substituted, namely:—

Amount of interest	Tax deducted		
	Income tax	Surcharge	Total
;	;	;	;

(xv) in Form No. 26,—

- (a) in item No. 5, for the words, figures and brackets “under sections 85 and 101(2)”, the words and figures “under section 85” shall be substituted;
 - (b) in item No. 7, for the word “super-tax”, the word “income-tax” shall be substituted;
 - (c) for item No. 8, the following item shall be substituted, namely:—
8. Amount of tax deducted:
 Income-tax.....;
 Surcharge.....;

(xvi) in Form No. 27, for columns 6 to 17, the following columns shall be substituted, namely:—

Amount of tax deducted

Income-tax		Surcharge		Total amount
Rate per cent.	Amount deducted	Rate per cent.	Amount deducted	deducted (col. 7+9)
	Rs.		Rs.	Rs.
6	7	8	9	10

(xvii) for the Enclosure to Form No. 28, the following Enclosure shall be substituted, namely:—

“ENCLOSURE TO FORM NO. 28

ORDER UNDER SECTION 210 OF THE INCOME-TAX ACT, 1961

Name of assessee..... District or Area.....

Status..... Number in General Index Register.....

Address.....

Total income on the basis of which
tax under section 140A has been paid

regular/provisional assessment has been made

Rs.

being that for the year 19....19.... as reduced by the amount of
capital gains included therein, if any.

Less share of income, if any, from a registered firm if the assessment of the
firm has been completed for a year later than that referred to above.

Add share of income, if any, from such registered firm according to the
latest completed assessment of the firm

Income subject to advance tax

Income-tax
Rs.

Gross income-tax chargeable on ‘income subject to advance-tax’

Sums included in ‘income subject to advance tax’ in respect of which income-
tax is not payable or on which a rebate of income-tax is admissible—

(i) Share of income from an association of persons or body of individuals or an unregistered firm on the profits of which tax has already been paid

(ii) Interest on income-tax free securities

(iii) Other items

Total amount on which tax is not payable and the proportionate
tax on such an amount

(b) Share from firm(s):

Name of the firm	Address	Whether firm has been registered in the last completed assessment	Share of income
(c) Income from an association of persons or body of individuals		Rs.....	
Total (a+b+c)		Rs.....	
(5) Income from other sources:			
(i) Dividends		Rs.....	
(ii) Interest		Rs.....	
(iii) Other incomes		Rs.....	
TOTAL			Rs.....
Income subject to advance-tax			Rs.....
			Income-tax Rs.
2. Gross income-tax chargeable on income subject to advance-tax			
3. Sums included in income subject to advance tax in respect of which no tax is payable or on which a rebate of tax is admissible :			
(i) Share of income from an un-registered firm on which the tax will be paid by the firm			
(ii) Assessee's share in the amount of tax payable by a registered firm			
(iii) Share from an association of persons or body of individuals on which tax will be paid by the association or body			
(iv) Interest on income-tax free securities			
(v) Any other items not being dividend referred to in section 85A			
Total amount on which tax is not payable and the proportionate tax on such amount			
4. Excess of 2 over 3			
5. Deduct			
Amount of tax deductible under sections 192 to 195 on any income included in the income subject to advance tax			
6. Net amount of income-tax			
7. Less: Amount on account of estimated double income-tax relief, if any			
8. Net amount payable			
9. Less:			
(i) tax already paid in the financial year under section 212			
(ii) tax included in item 8 of which the payment is deferred under section 213 to 19.....19.....			
(I certify that the part of the income on which payment of tax is deferred is receivable or adjustable normally on.....19..)			

10. Balance payable

Date.....

Signature of the person making
the estimate.

Place.....

Status

To

'The Income-tax Officer,

NOTES.—(1) The estimate of tax should be signed by a person who is authorised to sign a return of income as provided in section 140 of the Income-tax Act, 1961.

(2) In the case of a registered firm, the firm has to submit an estimate of the advance tax payable, if any, by it in accordance with Part I of the First Schedule to the annual Finance Act. The individual partners have also to submit an estimate of the advance tax payable by each including therein the share of income from the registered firm.”;

(xvi) in Form No. 30, the words, bracket and figure “and total world income (See note 2)”, the words “and Rs....., respectively”, the words “and super-tax”, wherever they occur, and Note No. 2 shall be omitted and Notes No. 3 and 4 shall be re-numbered as 2 and 3 respectively.

[No. 10/F. No. 3(3)67-TPL.]

V. RAMASWAMI IYER, Secy.
Central Board of Direct Taxes.